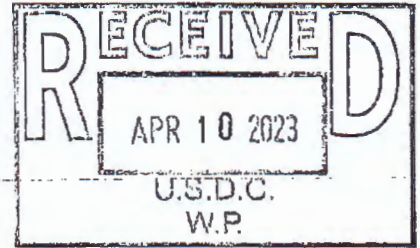


MEMO ENDORSED



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

Case Number: 18CR 625(KMK)

Garnishor,

v.

JAMES SPINA,

Garnishee, et al.

MOTION FOR A STAY PENDING APPEAL

The garnishee, James Spina, pro se, pursuant to Rule 8 of the Federal Rules of Appellate Procedure, requests a stay of the Court's March 13, 2023 order of garnishment pending the outcome of the garnishee's appeal. The garnishee's appeal is taken in good-faith and not for purposes of delay.

Respectfully submitted,
s/James Spina
JAMES SPINA, Pro Se
Garnishee

Dated: April 3, 2023



PROOF OF SERVICE

This is to certify that a copy of the foregoing Motion for a Stay Pending Appeal has been mailed to U.S. Attorney, SDNY, 1 St. Andrews Plaza, NY, NY 10007, this 3rd day of April, 2023, via first class mail.

s/James Spina
James Spina


*

Motion is denied. There is no final garnishment order, let alone an order entered on March 13, 2023. There is a fully-submitted motion related to a proposed final garnishment order that is scheduled for oral argument on 5/15/23, so there is nothing to appeal.

So Ordered.

4/13/23



UNDELIVERED BY THE

United States Court House
Clerk of the Court
300 Quarropo Street
White Plains, NY. 10601-4150



10601-415099

86089-054

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